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JC912 U.S. PTO01-22-01
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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))Attorney Docket No. 04324.P038
(maximum 12 characters)First Named Inventor Adolfo Pinheiro VidéTitle: METHOD AND SYSTEM FOR REMOVAL OF RED EYE EFFECTSExpress Mail Label No. EL 638 835 085 USJC841 U.S. PTO
09/1767331
01/22/01ADDRESS TO: **Assistant Commissioner for Patents**
Box Patent Application
Washington, D. C. 20231**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. **Fee Transmittal Form** (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. _____ **Applicant Claims Small Entity Status.** (37 CFR 1.27)
3. **Specification (Total Pages 40)**
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. **Drawings(s) (35 USC 113) (Total Sheets 7)**
5. **Oath or Declaration (Total Pages 5)**
 - a. _____ Newly Executed (Original or Copy)
 - b. _____ Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 17 completed)
 - i. _____ **DELETIONS OF INVENTOR(S)** Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
 - c. Unsigned.
6. _____ **Application Data Sheet.** (37 CFR 1.76)
7. _____ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. _____ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. _____ Computer Readable Form (CRF)
 - b. _____ Specification Sequence Listing on:
 - i. _____ CD-ROM or CD-R (2 copies); or
 - ii. _____ paper
 - c. _____ Statement verifying identity of above copies
9. _____ **ACCOMPANYING APPLICATION PARTS**
Assignment Papers (cover sheet & documents(s))

10. a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
 b. Power of Attorney
 11. English Translation Document (if applicable)
 12. a. Information Disclosure Statement (IDS)/PTO-1449
 b. Copies of IDS Citations
 13. Preliminary Amendment
 14. Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
 15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
 16. Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
 17. Other: Copy of postcard with Express Mail Certificate of Mailing

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)
Of Prior Application No.: _____ **Examiner** _____ **Group Art Unit** _____

(which is a continuation/ divisional/ CIP of prior application no. _____,
 which is a continuation/ divisional/ CIP of prior application no. _____) (List entire chain of priority)

For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:

The undersigned states that _____ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. _____ Frame No. _____ (or a copy of which is attached).

19. Correspondence Address

Customer Number or Bar Code Label _____
 or _____ (Insert Customer No. or Attach Bar Code Label here)
 Correspondence Address Below

NAME James C. Scheller, Jr.

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard

Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-9397

Name (PRINT/TYPE): James C. Scheller, Jr. Registration No.: 31,195

Signature: J. Scheller Date: 1/22/2001

FEE TRANSMITTAL FOR FY 2001TOTAL AMOUNT OF PAYMENT (\$) 2,478.00

Complete if Known:

Application No. _____

Filing Date January 22, 2001First Named Inventor Adolfo Pinheiro Vidé

Group Art Unit _____

Examiner Name _____

Attorney Docket No. 04324.P038

JC841 U.S. PTO
09/767331
01/22/01


METHOD OF PAYMENT (check one)

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name _____

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. Payment Enclosed:

 Check Money Order Other**FEE CALCULATION****1. BASIC FILING FEE****Large Entity Small Entity**

Fee Code	Fee (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	710	201	355 Utility application filing fee	\$710.00
106	320	206	160 Design application filing fee	_____
107	490	207	245 Plant filing fee	_____
108	710	208	355 Reissue filing fee	_____
114	150	214	75 Provisional application filing fee	_____

SUBTOTAL (1)\$ 710.00**2. EXTRA CLAIM FEES**

Total Claims	- 20 =	Extra	Fee from below	Fee Paid
96	76	X	18.00	= <u>1368.00</u>
Independent Claims 8	- 3 = 5	X	80.00	= <u>400.00</u>
Multiple Dependent Claims		X		= _____

**Or number previously paid, if greater; For Reissues, see below.

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code (\$)	Fee Description	Fee Paid
103	18	203	9 Claims in excess of twenty	<u>1368.</u>
102	80	202	40 Independent claims in excess of 3	<u>400.</u>
104	270	204	135 Multiple dependent claim	_____
109	80	209	40 Reissue independent claims over original patent	_____
110	18	210	9 Reissue claims in excess of 20 and over original patent	_____

SUBTOTAL (2) \$ 1768.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code (\$)	
105	130	205	Surcharge - late filing fee or oath
127	50	227	Surcharge - late provisional filing fee or cover sheet
139	130	139	Non-English specification
147	2,520	147	For filing a request for reexamination
112	920*	112	Requesting publication of SIR prior to Examiner action
113	1,840*	113	Requesting publication of SIR after Examiner action
115	110	215	Extension for response within first month
116	390	216	Extension for response within second month
117	890	217	Extension for response within third month
118	1,390	218	Extension for response within fourth month
128	1,890	228	Extension for response within fifth month
119	310	219	Notice of Appeal
120	310	220	Filing a brief in support of an appeal
121	270	221	Request for oral hearing
138	1,510	138	Petition to institute a public use proceeding
140	110	240	Petition to revive unavoidably abandoned application or unavoidably delayed payment of issue fee
141	1,240	241	Petition to revive unintentionally abandoned application or unintentionally delayed payment of issue fee
142	1,240	242	Utility issue fee (or reissue)
143	440	243	Design issue fee
144	600	244	Plant issue fee
122	130	122	Petitions to the Commissioner
123	50	123	Petitions related to provisional applications
126	180	126	Submission of Information Disclosure Stmt
581	40	581	Recording each patent assignment per property (times number of properties)
146	710	246	For filing a submission after final rejection (see 37 CFR 1.129(a))
149	710	249	For each additional invention to be examined (see 37 CFR 1.129(b))
179	710	279	Request for Continued Examination (RCE)
169	900	169	Request for expedited examination of a design application

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3)\$ 0

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: James C. Scheller, Jr.

Signature: J. Scheller Date: 1/22/2001

Reg. Number: 31,195 Telephone Number: (408) 720-8300

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Adolfo Pinheiro VidéTitle METHOD AND SYSTEM FOR REMOVAL OF RED EYE EFFECTSAttorney Docket No. 04324.P038

J-841 U S P T O
09/767331
01/22/01

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

1/22/2001

Date

Signature

James C. Scheller, Jr.

Typed or Printed Name

31,195

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231